

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

CHARLES DUKE and AERIAL
SOLUTIONS, INC.,

Plaintiffs,

v.

ROLLS-ROYCE CORPORATION,
ROLLS-ROYCE NORTH AMERICA INC.,
STANDARD AERO INC., and
STANDARD AERO LIMITED,

Defendants.

Case No. 3:05CV538

**DEFENDANTS' RESPONSE TO
PLAINTIFF AERIAL SOLUTIONS,
INC.'S MOTION FOR LEAVE TO
FILE AN AMENDED COMPLAINT
AND TO STREAMLINE PARTIES**

AERIAL SOLUTIONS, INC.,

Plaintiff,

v.

ALLISON ENGINE COMPANY, INC. d/b/a
ROLLS-ROYCE ALLISON; ALLISON
ENGINE COMPANY; GENERAL
MOTORS CORPORATION; and
GENERAL MOTORS CORPORATION
ALLISON GAS TURBINE,

Defendants.

Case No. 03:07CV007

NOW COME Defendants Rolls Royce Corporation; Rolls Royce North America, Inc.; Allison Engine Company, Inc., d/b/a Rolls-Royce Allison; Allison Engine Company; General Motors Corporation; and General Motors Corporation Allison Gas Turbine (the "Rolls Royce Defendants"), by and through counsel, respectfully submit their response to Plaintiff Aerial Solutions Inc.'s Brief in Support of Motion for Leave to File an Amended Complaint and to Streamline Parties.

Plaintiff Aerial Solutions Inc.'s Brief in Support of Motion for Leave to File an Amended Complaint and to Streamline Parties is not opposed. However, the Rolls Royce Defendants' lack of opposition to the Motion does not constitute acceptance of either the stated bases for Plaintiff's Motion to Amend or of the allegations in Plaintiff's proposed Amended Complaint.

This the 15th day of October, 2007.

/s/ Jack M. Strauch

Jack M. Strauch, N. C. State Bar No. 22341

Attorney for Rolls-Royce Corporation and

Rolls-Royce North America Inc.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he is an attorney at law licensed to practice in the State of North Carolina, is attorney for Rolls Royce Corporation; Rolls Royce North America, Inc.; Allison Engine Company, Inc., d/b/a Rolls-Royce Allison; Allison Engine Company; General Motors Corporation; and General Motors Corporation Allison Gas Turbine America Inc., and is a person of such age and discretion as to be competent to serve process.

That on October 15, 2007, he served a copy of the foregoing **DEFENDANTS' RESPONSE TO PLAINTIFF AERIAL SOLUTIONS, INC.'S MOTION FOR LEAVE TO FILE AN AMENDED COMPLAINT AND TO STREAMLINE PARTIES** via electronic filing or, if not an electronic filer, by placing said copy in a postage prepaid envelope addressed to counsel of record hereinafter named and by depositing said envelope and its contents in the United States Mail at Winston-Salem, North Carolina.

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